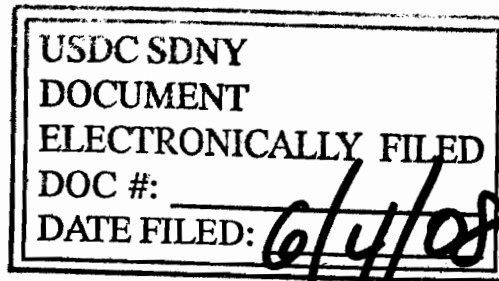


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-----X
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
-----X

HARLEM FURNITURE
and subrogated cargo insurer,

Plaintiffs,

- against -

M/V "EVER UNIFIC", her engines, tackle,
boilers, etc.; EVERGREEN MARINE
CORPORATION;

Defendants.
-----X

08 Civ. 589 (GEL)

**STIPULATION & ORDER
OF DISCONTINUANCE**

A settlement agreement having been reached, it is hereby stipulated and agreed that this action is discontinued as to all parties pursuant to Rule 41 (a) (1)(ii) Federal Rules of Civil Procedure, with prejudice but with each party to pay its own costs and attorney fees.

It is further stipulated and agreed that, if the settlement funds are not paid within sixty (60) days of the entry of this order, this action will be restored to the active docket of this Court upon letter application of plaintiffs' counsel.

Dated: New York, New York

May 4, 2008

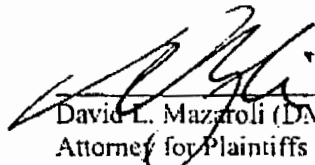
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SO ORDERED:


UNITED STATES DISTRICT JUDGE

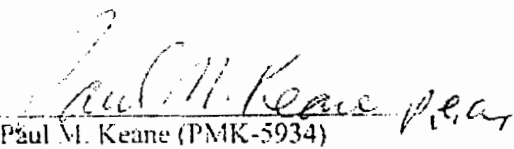
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Stipulation & Order
of Discontinuance
Page 2

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